

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2041

To provide that members of terrorist organizations are ineligible to receive visas for admission to the United States, to improve the State Department Visa Lookout System procedures, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1993

Ms. SNOWE (for herself, Mr. GILMAN, and Mr. MCCOLLUM) introduced the following bill; which was referred jointly to the Committees on the Judiciary and Foreign Affairs

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## A BILL

To provide that members of terrorist organizations are ineligible to receive visas for admission to the United States, to improve the State Department Visa Lookout System procedures, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Terrorist Interdiction  
5       Act of 1993”.

6       **SEC. 2. AUTOMATED VISA LOOKOUT SYSTEM.**

7       Not later than 6 months after the date of the enact-  
8       ment of this Act, the Secretary of State shall implement

1 an upgrade of all overseas visa lookout operations to com-  
2 puterized systems with automated multiple-name search  
3 capabilities.

4 **SEC. 3. NATIONAL CRIME INFORMATION CENTER.**

5 For the purpose of access to the National Crime In-  
6 formation Center and other Federal Bureau of Investiga-  
7 tion criminal records, with respect to functions involving  
8 the processing of visas and passports and for other immi-  
9 gration-related purposes the Department of State shall be  
10 considered a law enforcement agency.

11 **SEC. 4. MEMBERSHIP IN A TERRORIST ORGANIZATION AS A**  
12 **BASIS FOR EXCLUSION FROM THE UNITED**  
13 **STATES UNDER THE IMMIGRATION AND NA-**  
14 **TIONALITY ACT.**

15 Section 212(a)(3)(B) of the Immigration and Nation-  
16 ality Act (8 U.S.C. 1182(a)(3)(B)) is amended—

17 (1) in clause (i)(II) by inserting “or” at the  
18 end;

19 (2) by adding after clause (i)(II) the following:

20 “(III) is a member of an organization  
21 that engages in terrorist activity or who  
22 actively supports or advocates terrorist ac-  
23 tivity,”;

24 (3) by adding after clause (iii) the following:

“(iv) TERRORIST ORGANIZATION DEFINED.—As used in this Act, the term ‘terrorist organization’ means an organization which commits terrorist activity as determined by the Attorney General, in consultation with the Secretary of State.”.

**SEC. 5. PROCESSING OF VISAS FOR ADMISSION TO THE UNITED STATES.**

**(a) VISA LOOKOUT SYSTEM CHECK.—**

(1) Whenever a United States consular official issues a visa for admission to the United States, that official shall certify, in writing, that a check of the Automated Visa Lookout System, or any other system or list which maintains information about the excludability of aliens under the Immigration and Nationality Act, has been made and that there is no basis under such system for the exclusion of such alien.

(2) If a consular official issues a visa to an alien for admission to the United States and the alien was named on the Automated Visa Lookout System as excludable from the United States at the time of the consular officer’s review and issuance of such visa, a notation shall be entered into the personnel file of such consular officer and such infor-

1       mation shall be considered as a serious negative fac-  
2       tor in the officer's annual performance evaluation.

3       (b) ACCOUNTABILITY REVIEW BOARD.—In any case  
4       where a serious loss of life or property in the United  
5       States involves the issuance of a visa to an alien listed  
6       on the Automated Visa Lookout System, or any other sys-  
7       tem or list which maintains information about the exclud-  
8       ability of aliens under the Immigration and Nationality  
9       Act, the Secretary of State shall convene an Accountability  
10      Review Board under the authority of title III of the Omni-  
11      bus Diplomatic Security and Antiterrorism Act of 1986.

12   **SEC. 6. CONGRESSIONAL REPORT.**

13      The Secretary of State shall submit to the Congress  
14      a report for each of the fiscal years 1994 and 1995 which  
15      details the number and circumstances of each visa denial  
16      due to the amendment made by section 4.

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